

DECISION MEMORANDUM

**TO: COMMISSIONER KJELLANDER
COMMISSIONER RAPER
COMMISSIONER ANDERSON
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL**

**FROM: JOHN R. HAMMOND JR.
DEPUTY ATTORNEY GENERAL**

DATE: NOVEMBER 23, 2021

SUBJECT: IDAHO POWER'S PETITION FOR APPROVAL OF A CUSTOMER SURCHARGE AND MODIFIED LINE ROUTE CONFIGURATION FOR CONSTRUCTION OF A NEW 138 KV TRANSMISSION LINE IN THE WOOD RIVER VALLEY; CASE NO. IPC-E-21-25.

On August 6, 2021, Idaho Power Company ("Company") petitioned the Commission for an order: 1) approving a proposed surcharge for the Company's customers in Blaine County to pay for additional undergrounding of a previously approved transmission line; (2) approving the modifications to the line route previously approved by the Certificate of Public Convenience and Necessity ("CPCN") in Order No. 33872; and (3) finding that the Commission's findings and directives from the CPCN, Order No. 33872, as well as the order requested in this case, carries with it the express authority over any action or order of other government agencies or local governments that are in conflict with such orders of the Commission pursuant to *Idaho Code* § 67-6528. The Company has requested that its Petition be processed by Modified Procedure.

On October 12, 2021, the Commission issued Notice of the Company's Application and Notice of an Intervention Deadline. *See* Order No. 35194. The Commission granted intervention into this case to the Blaine County Board of County Commissioners, Kiki Leslie A. Tidwell, *pro se* and Cox Communications. *See* Order Nos. 35154 and 35225.

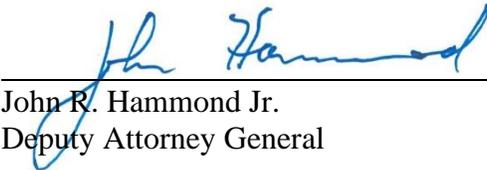
STAFF RECOMMENDATION

Staff has conferred with all parties in this case who have agreed that the Company's Petition can be processed by Modified Procedure. The parties also agreed on dates for comment and reply comment deadlines. The parties agreed that interested persons and parties may file

comments on the Company's Petition on or before December 21, 2021. The parties also agreed that the Company may file any reply comments, if any, on or before January 11, 2022.

COMMISSION DECISION

Does the Commission wish to issue a Notice of Modified Procedure and set a December 21, 2021, comment deadline for interested persons and parties to file written comments on the Company's Petition? Does the Commission also wish to set a January 11, 2022, reply comment deadline for the Company?



John R. Hammond Jr.
Deputy Attorney General

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